

KAUAI PLANNING COMMISSION  
REGULAR MEETING

**Tuesday, May 10, 2016**

**9:00 a.m. or Soon Thereafter**  
**Līhu'e Civic Center, Moikeha Building**  
**Meeting Room 2A-2B**  
**4444 Rice Street, Lihue, Kauai, Hawai'i**

**AGENDA**

**A. CALL TO ORDER**

**B. ROLL CALL**

**C. APPROVAL OF AGENDA**

**D. MINUTES of the meeting(s) of the Planning Commission**

1. Meeting of April 12, 2016

**E. RECEIPT OF ITEMS FOR THE RECORD**

**F. HEARINGS AND PUBLIC COMMENT (Noticed hearings will not commence until 9:00 a.m. or soon thereafter.) Individuals may orally testify on items on this agenda during the Public Comment Period. Please call the Planning Department prior to the meeting or notify Commission Staff at the meeting site. Testimony shall also be accepted when the agenda item is taken up by the Commission. However if an individual has already testified during this period, additional testimony at the agenda item testimony may be allowed at the discretion of the Chair. Testifiers shall limit their testimony to three (3) minutes, but may be extended longer at the discretion of the Chair. Written testimony is also accepted. An original and twelve (12) copies of written testimony can be hand delivered to the Planning Department or submitted to Commission Staff at the meeting site.**

**1. Continued Agency Hearing (NONE)**

**2. New Agency Hearing**

- a. Special Management Area Use Permit SMA(U)-2016-3, Class IV Zoning Permit Z-IV-2016-12, Use Permit U-2016-10 for the construction of two (2) portable classroom buildings and associated improvements on the Hanalei Elementary School campus, and Variance Permit V-2016-2 to deviate from the land coverage requirements within the Open (O) zoning district, pursuant to Section 8-9.2(a) of the Kauai County Code (1987), further identified as 5-5427 Kuhio Highway, Tax Map Key 5-5-006:018, and affecting a portion of a larger parcel approx. 3.7 acres in size – *State of Hawaii, Department of Education*.

1. Supplemental No. 1 Director's Report pertaining to this matter.

**F. HEARINGS AND PUBLIC COMMENT (Cont'd)**

**2. New Agency Hearing (Cont'd)**

- b. Class IV Zoning Permit Z-IV-2016-13 to allow construction of a warehouse facility and associated site improvements on a parcel situated at the terminus of Eleleiona Street in Puhi, approx. 700 ft. south of its intersection with Puhi Road and further identified as 1821 Eleleiona Street, Tax Map Key 3-3-011:004, and containing a total area of 1.095 acres = ***Hawktree Land, Inc.***

- 1. Supplemental No. 1 Director's Report pertaining to this matter.

- c. Special Management Area Use Permit SMA(U)-2016-4 to construct a farm dwelling unit (FDU) on a parcel located along the makai side of Kilauea Lighthouse Road in Kilauea and situated immediately adjacent to the Kilauea Japanese cemetery, further identified as 2399 Makanaano Place, Tax Map Key 5-2-004:078, CPR Unit 2, and affecting a portion of a larger parcel containing a total land area of 9.024 acres = ***Rick & Laura Giron.***

- 1. Director's Report pertaining to this matter.

**3. Continued Public Hearing (NONE)**

**4. New Public Hearing (NONE)**

**5. All remaining public testimony pursuant to HRS 92 (Sunshine Law)**

**G. CONSENT CALENDAR**

**1. Status Reports (NONE)**

**2. Director's Report(s) for Project(s) Scheduled for Agency Hearing on 5/24/16. (NONE)**

**H. EXECUTIVE SESSION**

**I. GENERAL BUSINESS MATTERS**

- 1. Amendment to Use Permit U-97-7 and Class IV Zoning Z-IV-97-8 to allow private events and commercial functions at the National Tropical Botanical Gardens Visitor Center, further identified as Tax Map Key (4) 2-6-003:063, Kukuiula, Lawai, Kauai = ***National Tropical Botanical Gardens (NTBG).***

- a. Director's Report pertaining to this matter.

- 2. Request for extension of time to construct two dwelling units for Special Management Area Use Permit SMA(U)-2014-5, on a parcel located along the makai side of Kaumualii Highway in Makaweli, situated approx. ¼ mile west of the Makawei Post Office facility, Tax Map 1-7-006:012, and containing a total of 8.38 acres = ***Katherine A. Weir, Trustee of the Katherine A. Weir Revocable Trust; Randall Sinclair Weir and Laura Gail Weir, Trustees of the Randall Sinclair Weir Revocable Trust; and Judith A. Cook.***

- a. Director's Report pertaining to this matter.

**J. COMMUNICATION (For Action)**

**K. COMMITTEE REPORTS**

1. **Subdivision** Subdivision Action matters listed in the Subdivision Committee Agenda (attached). **(NONE)**

**L. UNFINISHED BUSINESS (For Action)**

**M. NEW BUSINESS**

1. **For Action – See Agenda F for Project Descriptions**

**N. ANNOUNCEMENTS**

1. Topics for Future Meetings
2. The following scheduled Planning Commission meeting will be held at 9:00 a.m., or shortly thereafter at the Lihue Civic Center, Moikeha Building, Meeting Room 2A-2B, 4444 Rice Street, Lihue, Kauai, Hawai'i 96766 on **Tuesday, May 24, 2016.**

**O. ADJOURNMENT**

**EXECUTIVE SESSION:** The Commission may go into an executive session on an agenda item for one of the permitted purposes listed in Section 92-5(a) Hawaii Revised Statutes (“H.R.S.”), without noticing the executive session on the agenda where the executive session was not anticipated in advance. HRS Section 92-7(a). The executive session may only be held, however, upon an affirmative vote of two-thirds of the members present, which must also be the majority of the members to which the board is entitled. HRS Section 92-4. The reason for holding the executive session shall be publicly announced.

**NOTE:** Special accommodations and sign language interpreters are available upon request five (5) days prior to the meeting date, to the County Planning Department, 4444 Rice Street, Lihue, Hawaii 96766. Telephone: 241-4050.

Pursuant to Section 8-27.8 (6) of the Kauaʻi County Code (1987), as amended, the following shoreline setback determinations by the Director are disclosed for purposes of public notification.

May 10, 2016

SHORELINE SETBACK DETERMINATIONS

<b>Application No.</b>	<b>Name of Applicant(s)</b>	<b>Property I.D. (Tax Map Key)</b>	<b>Location</b>	<b>Reasons</b>
SSD-2015-57	County of Kauaʻi Parks/County of Kauaʻi Fire Dept.	1-2-002:007	Kekaha	Equipment storage for lifeguards
SSD-2016-58	Grand Hyatt	2-9-001:002	Koloa	Tenant Improvements
SSD-2016-59	Cogent Designs	5-5-004:044	Hanalei	Replace/repair gate
SSD-2016-60	Steve & Robin Drapkin	5-8-008:022	Haena	New wall and gate
SSD-2016-61	Sheraton Poipu	2-8-016:003	Koloa	Heater Replacement
SSD-2016-62	Charles Lunson	4-5-011:049	Kapaa	A/C Replacement
SSD-2016-63	Vito Bartolotta	5-5-010:027	Hanalei	Rock Wall
SSD-2016-64	Troy Snyder	5-3-003:006	Anini	Interior Renovations/Repairs